

**City of Minneapolis**  
**Request for Committee Action**

**To:** Transportation & Public Works  
**Date:** 11/10/2015  
**From:** Public Works Department  
**Prepared by:** Christopher M. Engelmann, P.E., Project Engineer, PW TED  
**Presented by:** Christopher M. Engelmann, P.E., Project Engineer, PW TED  
**File type:** Resolution  
**Subcategory:** Designation

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**Subject:**

38th St E (Hiawatha Avenue to Minnehaha Avenue) Reconstruction Project (PV076) Designation, Cost Estimate, Set Public Hearings (Project No 6755), and No Parking Resolution.

**Description:**

- A. Passing a Resolution designating the location, streets, and improvements proposed to be made in the 38<sup>th</sup> St E Project No 6755 street improvement project.
- B. Adopting a Committee Report receiving the cost estimate of \$2,025,000 for the street reconstruction project, the list of benefited properties, directing the City Engineer to prepare a proposed Street Construction Special Improvement Assessment against the list of benefited properties by applying the 2016 Uniform Assessment Rates and directing the City Clerk to give notice of a Project Approval and Assessment Public Hearing to be held at the January 19, 2016 Transportation and Public Works Committee meeting.
- C. Setting a Public Hearing to be held at the January 19, 2016 Transportation and Public Works Committee meeting to consider the abandonment and removal of areaways in conflict with the street construction project and direct staff to give notice in accordance with the provisions of Section 95.90 of the Minneapolis Code of Ordinances.
- D. Passing a Resolution ordering the City Engineer to install parking restrictions on 38<sup>th</sup> St E between Hiawatha Avenue to Minnehaha Avenue, per the City Council approved layout and to meet State Aid Rule 8820.

**Previous Actions:**

February 03, 2015 – Reconstruction Layout Approval

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**Ward/Address:**

Ward 12

**Background/Analysis:**

The purpose of this letter is to designate the location, streets and improvements, and establish the special assessment improvement proceedings for the street reconstruction improvements. Construction is anticipated to occur in 2016.

**Scope**

The proposed project consists of reconstructing 38<sup>th</sup> St E between Hiawatha Ave and Minnehaha Ave. 38<sup>th</sup> St E at this location is a Municipal State Aid roadway (Route 253). The project will include new pavement, curb, gutter, sidewalks, ADA compliant pedestrian ramps, storm drain inlets, signing, striping, and related items and work.

The reconstructed 38<sup>th</sup> St E will continue to carry two-way traffic and will add a bike facility in each direction. Parking will be removed from the roadway section. The proposed street width is 32 feet, except where the configuration widens near the intersection with Hiawatha Ave. Pedestrian areas will be improved. A treed boulevard will be added to both sides of the street.

#### Street Reconstruction Assessments

As provided in Article IX, Section 9.6(c) of the City Charter, a list of parcels with owner's names, as nearly as can be readily ascertained, which would be benefited by and assessed for the 38<sup>th</sup> St E Reconstruction Project, is on file with the City Engineer's Special Assessment Office. The street construction special assessments would be determined by applying the 2016 Uniform Assessment Rates to the land area of benefited parcels located within the street influence area along the improved streets.

#### Schedule and Funding

The project is planned to be constructed in the 2016 construction season. The project cost estimate is \$2,025,000. The budget consists of the following sources:

- \$595,000 in net debt bonds;
- \$1,160,000 in Municipal State Aid funds;
- \$170,000 in special assessment bonds; and
- \$100,000 in stormwater revenue.

Because the 2015 Adopted Capital Budget only approves projects for 2015, this project is not yet formally approved but is included in the 2016 Mayor's Recommended Budget as PV076 38<sup>th</sup> St E (Hiawatha to Minnehaha). This action assumes approval of the project in 2016 and allows assessment actions to be performed on a timely basis.

#### Abandonment and Removal of Conflicting Areaways

Section 95.90 of the Minneapolis Code of Ordinances provides a procedure for dealing with areaway encroachments that would interfere with public improvements being made in the public right-of-way such as street construction. Before the City may abandon and remove conflicting areaways (upon the failure of the abutting property owner to resolve or agree to resolve the conflict) and then later assess the costs, a public hearing must be held. It is our recommendation that this areaway public hearing be held in conjunction with the 38<sup>th</sup> St E Reconstruction Project Approval and Public Hearing. Prior to the areaway public hearing notices being given, the City Engineer will have provided the initial notice required in Section 95.90 of the Minneapolis Code of Ordinances.

#### Parking Restrictions

The approved project layout includes parking only in designated areas. To be compliant with all funding partners, a parking resolution is needed. The City further agrees to provide enforcement of these bans for the applicable parking restricted sections of the project. The parking restriction will become effective upon the reconstruction of the street.

#### Financial Review:

**No additional appropriation required, amount included in current budget.**

#### Attachments:

Project Map

Project Map



**RESOLUTION  
OF THE  
CITY OF MINNEAPOLIS**

**By Reich**

**38TH ST E STREET RECONSTRUCTION PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 6755**

**Designating the improvement of certain existing streets at the locations described hereinafter.**

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Article IX, Section 9.6(c) of the Minneapolis City Charter, by paving with plant mix asphalt and concrete, with concrete curb and gutter all on a stabilized base, sidewalks, bikelanes, and including other street paving related improvements as needed.

38th St E from Hiawatha Ave to Minnehaha Ave.

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$2,050,000 for street construction improvements and a list of benefited properties for certain locations in the 38th St E Reconstruction Project, Special Improvement of Existing Street No. 6755, as designated by Resolution 2015R-\_\_\_\_, passed November 20, 2015,, and directs that the City Engineer prepare a proposed Street Construction Special Improvement Assessment against the list of benefited properties by applying the 2015 Uniform Assessment Rates as per Resolution 2015R-\_\_\_\_, passed November 20, 2015.

Further, a public hearing is scheduled for January 2016, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the construction of the above-designated street location, the abandonment and removal of areaways located within the project area, and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

**RESOLUTION  
OF THE  
CITY OF MINNEAPOLIS**

**By Reich**

**Directing the City Engineer to establish parking restrictions on 38<sup>th</sup> St E between the limits of Hiawatha Ave and Minnehaha Ave described herein.**

Whereas, this Resolution was passed November 10, 2015, by the City of Minneapolis.

Whereas, the City of Minneapolis wishes to reconstruct 38<sup>th</sup> St E between the limits of Hiawatha Ave and Minnehaha Ave; and

Whereas, The City of Minneapolis will be expending Municipal State Aid Funds on the improvements of this street; and

Whereas, the improvements do not provide for adequate width for parking on both sides of the street; and approval of the proposed construction as a Municipal State Aid Street project must therefore be conditioned upon certain parking restrictions.

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis shall ban parking of motor vehicles on 38<sup>th</sup> St E Avenue from Hiawatha Ave to Minnehaha Ave at all times.